

REMARKS

1. Present Status of Patent Application

This is a full and timely response to the outstanding non-final Office Action mailed January 31, 2008. Reconsideration and allowance of the application and presently pending claims are respectfully requested.

2. Summary of Telephone Interview

Applicant wishes to express his sincere appreciation for the time that Examiner Strange spent with Applicant's Representative, Mr. Charles W. Griggers, during a telephone discussion on April 15, 2008 regarding the outstanding Office Action. In particular, options for addressing the outstanding objection to the specification were discussed. Claim 48 has been amended in the present response to recite a memory device which was one of the options discussed during the telephone conversation with the Examiner. Applicant respectfully requests the Examiner to consider the present response and the arguments contained therein.

3. Indication of Allowable Subject Matter

Applicant appreciates the Examiner's indication that claims 38-46 and 48-59 are allowed. In that it is believed that every rejection has been overcome, it is respectfully submitted that each of the claims that remains in the case is presently in condition for allowance.

4. Response to Objection of the Specification

The specification has been objected to as allegedly failing to provide antecedent basis for claimed subject matter. In particular, the Office Action states that the specification makes no reference to the term "tangible computer-readable storage medium."

In response, claim 48 has been amended to recite a memory device which is contained in the specification at paragraph 0022. Accordingly, Applicants respectfully submit that the specification clearly supports the claim language. For at least these reasons, withdrawal of the rejection is requested.

5. Cancellation of Claim 47

Claim 47 is canceled without prejudice, waiver, or disclaimer, and therefore, the rejection to the claim is rendered moot. Applicant takes this action merely to reduce the number of disputed issues and to facilitate early allowance and issuance of other claims in the present application. Applicant reserves the right to pursue the subject matter of the canceled claim in a continuing application, if Applicant so chooses, and does not intend to dedicate any of the canceled subject matter to the public.

CONCLUSION

Any statements in the Office Action that are not explicitly addressed herein are not intended to be admitted. In addition, any and all findings of inherency are traversed as not having been shown to be necessarily present. Furthermore, any and all findings of well-known art and official notice, or statements interpreted similarly, should not be considered well known for at least the specific and particular reason that the Office Action does not include specific factual findings predicated on sound technical and scientific reasoning to support such conclusions.

For at least the reasons set forth above, Applicant respectfully submits that all objections and/or rejections have been traversed, rendered moot, and/or accommodated, and that the pending claims are in condition for allowance. In addition, Applicant does not intend to admit anything regarding any other statements in the Office Action that is not explicitly referenced in this response. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned agent at (770) 933-9500.

Respectfully submitted,



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